

<b>CONTINUED PROSECUTION APPLICATION (CPA)</b> <b>REQUEST TRANSMITTAL</b> Submit an original and a duplicate for fee processing (Only for Continuation or Divisional Applications Under 37 C.F.R. § 1.53(d))		Docket No.  <b>ST94014</b>
First Named Inventor	Examiner	Group/Art Unit
Laurent PRADIER et al.	S. Gucker	1645



Address to:  
 BOX CPA  
 Commissioner for Patents  
 Washington, D.C. 20231

This is a request for filing a ☒ continuation under 37 C.F.R. § 1.53(d), (**continued prosecution application (CPA)**) of prior Application No. 08/716,209 filed on March 2, 1995, which is the U.S. National Phase of PCT/FR95/00250, filed September 17, 1996, which claimed priority from French Application No. FR94/03191, filed March 18, 1994. This application is entitled:

**RECOMBINANT ADENOVIRUSES CODING FOR BRAIN-DERIVED  
 NEUROTROPHIC FACTOR (BDNF)**

The above-identified prior non-provisional application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116 in the prior non-provisional application.
2. ☐ A Preliminary Amendment is enclosed.
3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
  - a. ☐ **Delete** the following inventor(s) named in the prior non-provisional application:
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is as follows:
  - a. ☐ The power of attorney is to: Rodger L. Tate, Reg. No. 27,399; James Remenick, Reg. No. 36,902; Laurence H. Posorske, Reg. No. 34,698; Floyd B. Chapman, Reg. No. 40,555; Robert A. King, Reg. No. 42,738; Andrew D. Skale, Reg. No. 44,338;

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 J. Q.  
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- b. ☐ Please remove as power of attorney: Steven P. Klocinski, Reg. No. 39,251; Eric Sinn, Reg. No. 40,177; Sheila Mortazavi, Reg. No. 43,343; and William F. Nixon, Reg. No. 44,262.
- c. ☐ Please add as power of attorney: Anthony W. Shaw, Reg. No. 30,104; Michael J. Songer, Reg. No. 39,841; Cono A. Carrano, Reg. No. 39,623; David J. Kulik, Reg. No. 36,576; and Trevor Q. Coddington; Reg. No. P46,633.
5. ☐ Information Disclosure Statement (IDS) is enclosed:
- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations
6. The fee for this application is calculated as follows:

CLAIMS AS FILED						
	Claims Filed	Basic Fee Claims	Extra	Rate		Amount
				Large Entity	Small Entity	
Total Claims	14	20	0	\$ 18.00	\$ 9.00	\$ 0.00
Independent Claims	3	3	0	\$ 80.00	\$ 40.00	\$ 0.00
First Presentation of Multiple Dependent Claims				\$ 270.00	\$ 135.00	\$ 0.00
<b>BASIC FEE</b>				\$ 710.00	\$ 355.00	\$ 710.00
Extension Fee: a) One Month				\$ 110.00	\$ 55.00	
b) Two Months				\$ 390.00	\$ 195.00	
c) Three Months				\$ 890.00	\$ 445.00	
d) Four Months				\$1390.00	\$ 695.00	
e) Five Months				\$1890.00	\$ 945.00	
<b>TOTAL FILING FEE</b>						\$ 710.00

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in prior non-provisional Application No. \_\_\_\_\_ and such status is still proper and desired.
- c. ☐ Small entity status is no longer claimed.
7. ☐ Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.
8. ☐ A check in the amount of \$ \* \_\_\_\_\_ is enclosed. In the event any variance exists between the amount enclosed and the Patent Office

charges, please charge or credit any such variance to Deposit Account No. 50-1640.

9. ☐ The Commissioner is hereby authorized to credit any overpayment or charge the following fees to Deposit Account No. 50-1640. A duplicate of this sheet is attached for accounting purposes.
10. ☐ The prior application is assigned of record to: \_\_\_\_\_, recorded on \_\_\_\_\_ at Reel \_\_\_\_\_, Frame \_\_\_\_\_.
11. ☒ Address all future communications to:

David J. Kulik  
Brobeck, Phleger & Harrison LLP  
Suite 800  
1333 H Street, N.W.  
Washington, D.C. 20005  
(202) 220-6000 (telephone)  
(202) 220-5200 (facsimile)

It is understood that the filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. § 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket. If necessary, the Commissioner is hereby authorized to charge any fees required to keep prior application 08/716,209 pending to Deposit Account No. 50-1640.

Respectfully submitted,

Brobeck, Phleger & Harrison LLP

By:   
David J. Kulik  
Registration No. 36,576

Dated: November 28, 2000